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JUL 14 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Froseth et al.)
) Group Art Unit: 1794
 Serial Number 09/780,273) Examiner: Thakur, Viren A.
)
 Filed February 9, 2001) Atty. Docket: 5390USA

For: Customized Food Selection, Ordering and Distribution System and Method

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCESVia Facsimile
571-273-8300

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated April 14, 2008 rejecting the following claims: 128, 134, 135, 137-139 and 144-146

The fee for this Notice of Appeal is \$510.00.
 (\$500.00 fee previously paid November 7, 2006)

\$ 10.00 (due now)

If one of the boxes below has been checked, then this paper also constitutes a Petition for an Extension of Time under 37 C.F.R. 1.136(a) to reply to the rejection:

Extension of time requested for:

<input type="checkbox"/>	1 Month (37 CFR 1.17(a) (1))	\$
<input type="checkbox"/>	2 Months (37 CFR 1.17(a)(2))	\$
<input type="checkbox"/>	3 Months (37 CFR 1.17 (a)(3))	\$
<input type="checkbox"/>	4 Months (if available) (37 CFR 1.17(a)(4))	\$

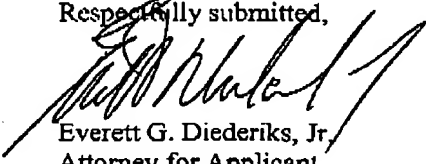
The sum of the fee for the Notice of Appeal
 and the fee for any extension of time is

07/18/2008 CNGUYEN2 00000051 070900 09780273

☐ Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-0900.

Respectfully submitted,


 Everett G. Diederiks, Jr.
 Attorney for Applicant
 Registration No. 33,323

Date: July 14, 2008

Adjustment Date: 07/18/2008 CNGUYEN2
 11/08/2006 YPOLITE1 00000069 070900 09780273
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